 Notice of References Cited (PTO-892) Notice of Draftperson's Patent Drawing Review (PTO-948) Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date	Notice of Allowability	Application No.	lication No. Applicant(s)		
Examiner		09/828,276	JONES ET AI	JONES ET AL	
- The MAILING DATE of this communication appears on the cover sheet with the correspondence address-All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RICHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308. 1. ☑ This communication is responsive to 8802/2004. 2. ☑ The allowed claim(s) is/are 1_1.6-10 and 21-30. 3. ☐ The drawings filed on are accepted by the Examiner. 4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) ☐ All b) ☐ Some* c) ☐ None of the: 1. ☐ Certified copies of the priority documents have been received. 2. ☐ Certified copies of the priority documents have been received in Application No 3. ☐ Copies of the rentified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)). **Certified copies not received:		Examiner		*	
All claims being alloweds, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308. 1. ② This communication is responsive to 08/02/2004. 2. ② The allowed claim(s) is/are 1.4.6-10 and 21-39. 3. □ The drawings filled on □ are accepted by the Examiner. 4. □ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) □ All □ b) □ Some* c) □ None of the: 1. □ Certified copies of the priority documents have been received. 2. □ Certified copies of the priority documents have been received in Application No. □ Certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)). 4. Certified copies not received: Applicant has THREE MONTH FERROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. THIS THREE-MONTH FERROD IS NOTE EXTENDABLE AS BURSTINUTE OATH OR DECLARATION (PTO-152) which gives reason(s) why the cath or declaration is deficient. (a) ② including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached 1) □ hereto or 2) ☑ to Paper No./Mail Date □ (PTO-152) which gives reason(s) why the cath or declaration is deficient. Altachment(s) 1. □ DEPOSIT OF and/or INFORMATION about the deposits of Biological Material 2. ○ Notice of Informal Patent Application (PTO-152) 3. □ Deposition of Paper No./Mail Date □ (PTO-152) 4. ○ Notice of Paper No./Mail Date □ (PTO-152) 5. □ ORDITION OF Annex of Response of Paper No./Mail Date □ (PTO-152) 5. □ ORDITION OF Annex of Paper No./Mail Date □ (PTO-152) 5. □ ORDITION OF Annex of Paper No./Mail Date □ (PTO-152) 5. □ ORDITION OF Annex of Paper N		Devesh Khare	1623		
2.	All claims being allowable, PROSECUTION ON THE MERITS IS herewith (or previously mailed), a Notice of Allowance (PTOL-85) NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RI	(OR REMAINS) CLOSED in or other appropriate commem GHTS. This application is	n this application. If not includ	ded	
3.	1. This communication is responsive to <u>08/02/2004</u> .				
4.	2. The allowed claim(s) is/are <u>1,4,6-10 and 21-30</u> .				
a) All b) Some* c) None of the: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No. 3. Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)). * Certified copies not received:	3. The drawings filed on are accepted by the Examinel	·.			
5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient. 6. ☑ CORRECTED DRAWINGS (as "replacement sheets") must be submitted. (a) ☑ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached 1) ☐ hereto or 2) ☑ to Paper No./Mail Date 1/30/2003. (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date	a) All b) Some* c) None of the: 1. Certified copies of the priority documents have 2. Certified copies of the priority documents have 3. Copies of the certified copies of the priority documents have International Bureau (PCT Rule 17.2(a)). * Certified copies not received: Applicant has THREE MONTHS FROM THE "MAILING DATE" on oted below. Failure to timely comply will result in ABANDONM	been received. been received in Application cuments have been received	on No d in this national stage applica		
6.	5. A SUBSTITUTE OATH OR DECLARATION must be submit	tted. Note the attached EXA s reason(s) why the oath or	AMINER'S AMENDMENT or Nor declaration is deficient.	NOTICE OF	
Attachment(s) 1. DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL. Attachment(s) 1. Notice of References Cited (PTO-892) 2. Notice of Draftperson's Patent Drawing Review (PTO-948) 3. Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date	 CORRECTED DRAWINGS (as "replacement sheets") must (a) ☐ including changes required by the Notice of Draftsperso 1) ☐ hereto or 2) ☐ to Paper No./Mail Date 1/30/20 (b) ☐ including changes required by the attached Examiner's 	be submitted. on's Patent Drawing Review <u>03</u> .	v (PTO-948) attached		
Attachment(s) 1. Notice of References Cited (PTO-892) 2. Notice of Draftperson's Patent Drawing Review (PTO-948) 3. Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date	Identifying indicia such as the application number (see 37 CFR 1.8 each sheet. Replacement sheet(s) should be labeled as such in th	(4(c)) should be written on the e header according to 37 CF	ne drawings in the front (not the R 1.121(d).	back) of	
 Notice of References Cited (PTO-892) Notice of Draftperson's Patent Drawing Review (PTO-948) Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date	 DEPOSIT OF and/or INFORMATION about the depos attached Examiner's comment regarding REQUIREMENT F 	it of BIOLOGICAL MATE OR THE DEPOSIT OF BIC	ERIAL must be submitted. N DLOGICAL MATERIAL.	Note the	
Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date Paper No./Mail Date Examiner's Comment Regarding Requirement for Deposit of Biological Material Paper No./Mail Date	Attachment(s) 1. \(\sum \) Notice of References Cited (PTO-892)		• • • • • • • • • • • • • • • • • • • •	O-152)	
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material 8. ☐ Examiner's Statement of Reasons for Allowance 9. ☐ Other JAMES 0. WILSON THE TRUE TO SUPERING STANNER THE TRUE TO SUPERING STANNER U.S. Patent and Trademark Office	3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08	Paper No./I	Mail Datè		
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Applicant's remarks filed on 08/02/04 in response to the final Office Action dated 06/02/04 are acknowledged. The finality of the Office Action mailed on 6/02/2004 has been withdrawn.

The examiner withdraws the 35 U.S.C. 103(a) rejections, as being unpatentable over Myers et al. in view of Olsson et al. in response to applicant's remarks that neither Myers et al. nor Olsson et al. disclose or suggest an adenosine 2',3'-O-isopropylidene analogue wherein isopropylidene group is substituted with an amine group or an alkyl amine group.

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

In claim 22, a period is placed at the end of the claim.

Claims 1,4,6-10 and 21-30 are currently pending in this application.

Claims 1,4,6-10 and 21-30 are allowed.

2. The following is an examiner's statement of reasons for allowance: The instant claims are drawn toward an adenosine 2',3'-O-isopropylidene analogue, wherein R_1 and R_2 are each an amine group or an alkylamine group; R_3 , R_4 and R_5 are each a hydrogen or a halogen; and R_6 is an alkyl alcohol group or a carboxamido group ,its pharmaceutical compositions and specifically the adenosine-5'-carboxamide derivatives, of claims 9 and

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prior art of the record.

29, wherein R_6 is a N-alkylcarboxamido group., is not taught or fairly suggested by the

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

3. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703)308-1235.

Devesh Khare, Ph.D.,J.D. Art Unit 1623 September 24,2004

JAMES O. WILSON

NUMBER OF THE PARTIES AND THE

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